

**UNITED STATES BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

IN RE: JAMES BLAINE TENNEY, JR.  
SHERRY LEE TENNEY  
Debtor(s)

CHAPTER 13

JACK N. ZAHAROPOULOS  
CHAPTER 13 TRUSTEE  
Movant

1:23-bk-02752-HWV

vs.

JAMES BLAINE TENNEY, JR.  
SHERRY LEE TENNEY  
Debtor(s)

**TRUSTEE'S MOTION TO DISMISS CASE**

AND NOW, on December 9, 2024, comes Jack N. Zaharopoulos, Standing Chapter 13 Trustee for the Middle District of Pennsylvania, through his attorney Douglas R. Roeder, Esquire, and respectfully represents the following:

1. A Plan was filed on December 4, 2023.
2. A hearing was held, and an Order was entered on October 9, 2024, directing that an amended plan be filed within sixty (60) days.
3. As of the date of this Motion, an amended plan has not been filed.
4. The delay in filing a confirmable plan in this case is prejudicial to creditors.

WHEREFORE, your Trustee respectfully requests your Honorable Court dismiss the case upon the basis that Debtors have failed to propose a confirmable plan.

Respectfully submitted,

/s/ Douglas R. Roeder, Esquire  
Id: 80016  
Attorney for Movant  
Jack N. Zaharopoulos  
Standing Chapter 13 Trustee  
Suite A, 8125 Adams Drive  
Hummelstown, PA 17036  
Phone: 717-566-6097  
email: [droeder@pamd13trustee.com](mailto:droeder@pamd13trustee.com)

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**NOTICE**

NOTICE IS HEREBY GIVEN that Jack N. Zaharopoulos, Standing Chapter 13 Trustee for the Middle District of Pennsylvania has filed a Motion to Dismiss for failure to file a confirmable Chapter 13 Plan.

YOU ARE HEREBY NOTICED that a hearing has been scheduled on this matter for:

Sylvia H. Rambo United States Courthouse  
Bankruptcy Courtroom 4B  
1501 North 6th Street  
Harrisburg, PA 17102

Date: 01/08/2025

Time: 09:35 AM

Any objection or response filed must be filed with the Clerk, U.S. Bankruptcy Court and served on the Chapter 13 Trustee.

Date: December 9, 2024

/s/ Douglas R. Roeder, Esquire  
Id: 80016  
Attorney for Movant  
Jack N. Zaharopoulos  
Standing Chapter 13 Trustee  
Suite A, 8125 Adams Drive  
Hummelstown, PA 17036  
Phone: 717-566-6097  
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**CERTIFICATE OF SERVICE**

I certify that I am more than 18 years of age and that on December 9, 2024, I served a copy of this Motion to Dismiss, Notice and Proposed Order on the following parties by 1st Class mail from Hummelstown, PA, unless served electronically.

Served electronically

E. HALEY ROHRBAUGH

CGA LAW FIRM, P.C.

135 NORTH GEORGE ST

YORK, PA 17401

UNITED STATES TRUSTEE

1501 NORTH 6TH STREET

BOX 302

HARRISBURG, PA 17102

Served by 1st Class Mail

JAMES BLAINE TENNEY, JR.

SHERRY LEE TENNEY

9229 BLUE SPRING ROAD

MERCERSBURG, PA 17236

I certify under penalty of perjury that the foregoing is true and correct.

Date: December 9, 2024

/s/ Kurtis Bowers

Office of Standing Chapter 13 Trustee

Jack N. Zaharopoulos

Suite A, 8125 Adams Dr.

Hummelstown, PA 17036

Phone: 717 566-6097

email: [info@pamd13trustee.com](mailto:info@pamd13trustee.com)

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**ORDER DISMISSING CASE**

Upon consideration of the Trustee's Motion to Dismiss, it is hereby Ordered that the above-captioned bankruptcy be and hereby is dismissed. The Court retains jurisdiction to rule on any timely filed fee application